



Honorable Linda B. Riegle
United States Bankruptcy Judge



Entered on Docket
December 05, 2011

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Setting Status Conference on
Response of Rosalie Morgan to Second
Omnibus Objection of USACM
Liquidating Trust To Proofs Of Claim
Based In Part Upon Investment in Binford
Medical Developers Loan**

Hearing Date: November 15, 2011

Hearing Time: 9:30 a.m.

Status Hearing Date: January 19, 2012

Hearing Time: 10:00 a.m.

The Status hearing on the response of Rosalie Morgan ("Morgan Response") to Second Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Part Upon Investment in Binford Medical Developers Loan [DE 8855] (the "Objection") re Proof of Claim No. 10725-01512 came before the Court for consideration on November 15, 2011,

1 at 9:30 a.m.; notice of the hearing was provided to Rosalie Morgan; counsel for the Trustee
2 appeared and asked that the status conference be continued; good cause now appearing,

3 IT IS ORDERED:

4 1. A status conference is set before this Court for **January 19, 2012 at 10:00**
5 **a.m.** at the U.S. Bankruptcy Court, 300 Las Vegas Boulevard South, Courtroom # 1, Las
6 Vegas, NV 89101 regarding the Objection as it relates to only Proof of Claim No. 10725-
7 01512 filed by Rosalie Morgan.

8 2. Prior to the January 19, 2012 status conference, the parties shall begin the
9 process set forth in the Alternative Dispute Resolution Agreement filed as Exhibit B to the
10 Direct Lender Supplement To Debtors' Third Amended Joint Chapter 11 Plan Of
11 Reorganization [DE 1887].

12 3. Rosalie Morgan may appear telephonically at the status conference on
13 January 19, 2012 by sending a written request to the Honorable Linda B. Riegle, U.S.
14 Bankruptcy Court; 300 Las Vegas Boulevard South; Las Vegas, NV 89101 or by sending a
15 facsimile request to 702-527-7015. The written request must be received by the Court on
16 or before January 10, 2012 or it will be denied without good cause shown for failing to
17 timely request permission to appear telephonically.

18 4. Once the Court grants Rosalie Morgan permission to appear telephonically,
19 Ms. Morgan should contact CourtCall at least 48 hours prior to the hearing by telephone at
20 1-888-882-6878, or by facsimile at 888-883-2946, to make arrangements for the telephonic
21 appearance. CourtCall will require Ms. Morgan to provide the Court location, Judge's
22 name, case name, case number, and date and time of the hearing. CourtCall charges are to
23 be paid by claimant.

1 PREPARED AND RESPECTFULLY SUBMITTED BY:

2
3 **LEWIS AND ROCA LLP**

4 By /s/ John Hinderaker (AZ #018024)

5 Robert M. Charles, Jr.

6 John Hinderaker (*pro hac vice*)

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11 *Attorneys for USACM Liquidating Trust*

LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: <u>August B. Landis, U.S. Trustee</u>	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker (AZ #018024)
Attorneys for USACM Liquidating Trust

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